IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 6121 OF 2007

Kundalik Tukaram Jadhav.... Petitioner

versus

Atmaram J. Jadhav & ors..... Respondent.

Shri R.S.Apte i/b. Ashutosh Gule for the petitioner.

CORAM; A.P. DESHPANDE, J.
DATED; 03RD SEPTEMBER, 2007

P.C.;

1. The present petitioner is the originl plaintiff. The petitioner tendered his affidavit in examination-in-chief and the same came to be exhibited. Thereafter the cross examination of the plaintiff began and at that stage the plaintiff wanted to file two affidavits by way of additional affidavits of examination-in-chief. The rejection of the prayer made by the petitioner for filing of the said two additionl affidavits has been given raise to filing of the present petition.

2. Perused the order passed by the trial court. The same does not suffer from any illegality much less patent. The impugned order itself observes that the plaintiff can take appropriate steps after completion

of the cross examination of the plaintiff. This being the position, I do not propose to interfear with the impugned order at this stage. Leaving all questions open to be agitated before the trial court, this writ petition is sumarrily dismissed.

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